IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COURT RECEIVER'S REPORT NO.137 OF 2007
IN
ARBITRATION PETITION NO.435 OF 2001

Tata Finance Ltd. ....Petitioner
V/s.
M/s.Viral Syntex Ltd. ....Respondents

None for the Petitioner.
None for the Respondents.
Mr.D.V. Deokar, 1st Assistant to the Court Receiver.

CORAM : S.J. VAZIFDAR, J.
DATED : 5TH JULY, 2007.

P.C. :

1. When the Court Receiver went to execute the order dated 6.8.2001, it was found that the model number of the machine did not co-relate with the model number in the invoice. Further EXIM Bank claims to have a charge over the said property.

2. Further there is no explanation on record from the Petitioner regarding the above. In the circumstances, it will be necessary for the Petitioner to file appropriate proceedings against EXIM Bank either in this Petition or otherwise.

3. Till such time, it would not be possible for the Court Receiver to execute the order.

4. The Court Receiver's Report is accordingly

disposed of.